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FILED

December 2, 2002

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

By Daniel S. Goodman
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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE LICENSE OF

GLENN M. MORGENSTERN, M.D.
License No. MA050135

: Administrative Action

:
: CONSENT ORDER OF
: REINSTATEMENT OF LICENSURE

TO PRACTICE MEDICINE AND SURGERY :
IN THE STATE OF NEW JERSEY

This matter was initially opened to the State Board of Medical Examiners ("Board") upon the filing of an Interim Consent Order, dated January 15, 2002, which required Glenn M. Morgenstern, M.D. ("Respondent") to submit to a diagnostic evaluation from a Board approved center for sexual disorders. In addition, Respondent was required to obtain a chaperone for his practice while treating all female patients. The Interim Consent Order was filed after Respondent admitted to one instance of an inappropriate sexual encounter with a patient at the patient's home. An additional Consent Order was filed, dated April 25, 2002, which suspended Respondent's license to practice medicine and surgery in the State of New Jersey for two (2) years, with the last eighteen (18) months

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of that suspension to be stayed and served as a period of probation. Respondent was also required to pay a civil penalty in the amount of \$5,000, plus costs, and was to complete a Board approved Ethics course.

On or about November 6, 2002, Respondent, accompanied by David I. Canavan, M.D., Medical Director Emeritus of the Medical Society of New Jersey Physicians' Health Program ("PHP"), appeared without counsel and testified before a Committee of the Board. The Board has had an opportunity to consider the submissions from the PHP and the sworn testimony of Respondent before the Committee. Proofs submitted to the Board demonstrate that Respondent has paid the \$5,000 civil penalty and that he has successfully completed the Board approved Ethics course. Respondent also testified that he is currently being treated by Behzad Ahkami, M.D., a psychiatrist, and has been seeing him since 1991. Dr. Ahkami was previously treating Respondent on a quarterly basis, but has recently started seeing him on a bi-monthly basis. Respondent also submitted a status report from Julian Slowinski, Psy.D., a psychologist who specializes in sexual disorders. Dr. Slowinski has been treating Respondent since August 2001 and currently sees him every other week. Dr. Slowinski's report stated that Respondent has been "fully cooperative, motivated, and compliant with [his] treatment recommendations."

Respondent also testified that he intends to return to work at his group practice at Riverview Medical Associates, P.A., in Tinton

his group practice, has agreed to monitor his work and will provide the Board (and Dr. Slowinski) with periodic updates on his status. Furthermore, Respondent testified that he intends to have a Board approved chaperone present in the room when, he sees any female

Respondent now seeks leave to resume the practice of medicine and surgery in the State of New Jersey and seeks to commence the stayed portion of his suspension. The Board finding that Respondent has satisfied all of the requirements of the previous Consent Orders and that the within disposition is adequately protective of the public health, safety and welfare,

IT IS, therefore, on this 2nd day of December, 2002,
ORDERED THAT:

1. Respondent is granted leave to commence the stayed portion of his license suspension, which is to be served as a

treats any female patient. The chaperone is to initialize each female patient's chart to indicate the chaperone's presence at the examination and is to submit a report to the Board on a monthly basis, until further Order. The chaperone is also to notify the Board within twenty-four (24) hours of any violation of this chaperone agreement. [The record reflects that prior to entry of the within Order, Respondent proposed Patricia Paris, R.N., as his chaperone and *she* has been approved by the Board.]

NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

By: William V. Harrer MD BLD
William V. Harrer, M.D., B.L.D.
President

I have read and understood the within Order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order.

Glenn M. Morgenstern MD
Glenn M. Morgenstern, M.D.

Consented to as to form:

John R. Orlovsky, Esq.
John R. Orlovsky, Esq.

David I. Canavan, MD
David I. Canavan, M.D.
Medical Director Emeritus, PHP

Patricia Paris RN
Patricia Paris, R.N.
Chaperone